

**PUBLIC HEARING TESTIMONY
JUDICIARY COMMITTEE
HB 5054 AA PROTECTING VICTIMS OF DOMESTIC VIOLENCE
SB 429, AAC SERVICE OF RESTRAINING ORDERS
HB 5597, AA PROTECTING DOMESTIC VIOLENCE VICTIMS SEEKING RESTRAINING ORDERS**

Good Morning Sen. Coleman, Rep. Tong and Members of the Judiciary Committee

I would like to submit written testimony in favor of HB 5054, AA Protecting Victims of Domestic Violence and SB 429, AAC Service of Restraining Orders. These bills are intended to provide urgently needed protection against those who are victims of one of the most common acts of gun violence, that of an enraged partner shooting another in act of domestic violence. This is a common sense measure intended to protect the right of the gun owner by providing him or her with a hearing within 14 days. This removes a gun from the environment during a volatile time. It also gives the authority to put service of the order in the hands of trained police officers.

Like the First Amendment, the Second Amendment does not give unlimited rights. It certainly isn't intended to give a person a tool to terrorize or harm the victim of a violent domestic environment. In the Heller case, the late Justice Antonin Scalia acknowledged its limits: "It is not a right to keep and carry any weapon whatsoever in any manner whatsoever and for whatever purpose."

I also oppose HB 5597. This is a well-intentioned bill, but I understand that victims of domestic abuse fear the bill could have the unintended consequence of leading to violent reprisals. I understand and respect the wish of advocates for abuse victims to seek the protection of a court for a restraining order.

Very truly yours,

Mark Franklin